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FISCAL IMPACT STATEMENT

LS 7151

BILL NUMBER: HB 1302

NOTE PREPARED: Feb 17, 2009

BILL AMENDED: Feb 16, 2009

SUBJECT: School Based Behavioral Supports and Services.

FIRST AUTHOR: Rep. Pryor

FIRST SPONSOR:

BILL STATUS: CR Adopted - 1st House

FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: (Amended) This bill requires the Department of Education (DOE), with assistance from the Department of Child Services and the Division of Mental Health and Addiction, to develop and coordinate school based behavioral supports and services (supports and services) for children. The bill provides that a child may only participate in a supports and services program if a parent provides written consent. It requires DOE to submit a report to Legislative Council regarding statistics and data concerning the number of schools providing supports and services programs and DOE's plan to implement supports and services programs.

Effective Date: July 1, 2009.

Explanation of State Expenditures: (Revised) This bill requires the Department of Education (DOE), with assistance from the Department of Child Services (DCS) and the Division of Mental Health and Addiction (DMHA), to develop and coordinate school-based behavioral supports and services that will provide (1) early intervention, (2) family-based wraparound services, and (3) counseling and social work services. The bill will increase the workload of DOE, DCS, and DMHA to create the services and supports required in the legislation.

DOE is also required to submit an annual report to Legislative Council detailing (1) statistics and data concerning the number of schools providing school-based behavioral supports and services, and (2) DOE's plans to implement school-based behavioral supports and services throughout the state. This provision will increase the workload of DOE staff.

The funds and resources required above could be supplied through a variety of sources, including the

following: (1) existing staff and resources not currently being used to capacity; (2) existing staff and resources currently being used in another program; (3) authorized, but vacant, staff positions, including those positions that would need to be reclassified; (4) funds that, otherwise, would be reverted; or (5) new appropriations. Ultimately, the source of funds and resources required to satisfy the requirements of this bill will depend upon legislative and administrative actions.

Background Information: DOE reverted \$28.5 M and DCS reverted \$7.1 M to the General Fund at the end of FY 2008. DMHA did not revert any money to the General Fund in FY 2007, but reverted \$500,000 in FY 2008. [Note: The \$500,000 DMHA reverted to the General Fund in FY 2008 was from Community Mental Health Centers not meeting performance targets established by DMHA. Assuming that Community Mental Health Centers reach their performance targets this fiscal year, it is unknown if DMHA will again revert a similar amount.]

Explanation of State Revenues:

Explanation of Local Expenditures: (Revised) The bill requires DOE to coordinate with local schools to provide school-based behavioral supports and services. Depending on administrative decisions by DOE and school administrators, school personnel involved may receive additional training to improve school-based discipline and behavioral management. This bill may also increase school personnel workload to provide necessary supports and services unless already available. Increases in workload are indeterminable and would depend on the implementation strategy devised by DOE.

Explanation of Local Revenues:

State Agencies Affected: DMHA, DOE, DCS.

Local Agencies Affected: Local school corporations.

Information Sources: Joel Hand, DOE; Cathy Boggs, DMHA.

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